



12-03-03

#37-1632

Docket No. 104914.231

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of : Jeffrey M. Leiden
Filing Date : Herewith
For : 10/726,758
Long-Term Expression of Erythropoietin and
Growth Hormone by Transforming Muscle Cells

Based on U.S. Patent No. 6,613,319

Application No. : 09/091,134
Filing Date : June 23, 1998
(Continued Prosecution Application filed
December 18, 2000)
Examiner : Falk, Anne Marie
Art Unit : 1632

Mail Stop: REISSUE
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Express Mailing

I hereby certify that this correspondence is being deposited with the United States Patent and Trademark Office as Express Mail, label no. EV 324102767 US, postage prepaid in an envelope addressed to: Mail Stop Reissue, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 1, 2003:

Signature: 

M. Lisa Wilson

**PETITION UNDER 37 C.F.R. §§ 1.55 AND 1.78 FOR
UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY**

In accordance with the provisions of 37 C.F.R. §§ 1.55 and 1.78, applicant respectfully requests acceptance of the claim for priority under 35 U.S.C. §§ 119 and 120 submitted with.

12/05/2003 WABDELRI 00000002 080219 09091134
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NEWYORK 78808v1

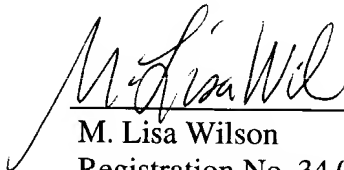
Adjustment date: 06/27/2004
12/05/2003 WABDELRI 00000002 080219
01 FC:1454 1330.00 CR
09091134

on August 22, 1997 and provisional application U.S. Serial No. 60/024,511, filed August 23, 1996. No new matter has been introduced.

The Commissioner is authorized to charge the necessary petition fee of \$1,300.00 set forth in 37 C.F.R. § 1.17(t) to our Deposit Account No. 08-0219. The Commissioner is also authorized to charge any fees associated with the pendency of this application, or credit any overpayment to our Deposit Account No. 08-0219.

Respectfully submitted,

December 1, 2003



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